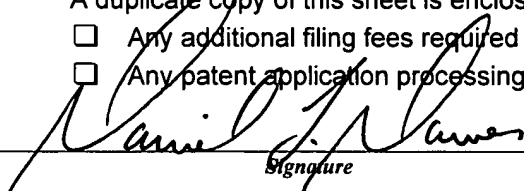



12/22

04CO

AMENDMENT TRANSMITTAL LETTER (Small Entity)				Docket No.	
Applicant(s): Paul Kurth				Q040	
Serial No. 09/708150	Filing Date 11/7/2000	Examiner	Group Art Unit		
Invention: <b>METHOD AND APPARATUS FOR INSERTION OF ELONGATE INSTRUMENTS WITHIN A BODY CAVITY</b>					
<u>TO THE ASSISTANT COMMISSIONER FOR PATENTS:</u>					
Transmitted herewith is an amendment in the above-identified application. Small Entity status of this application has been established under 37 CFR 1.27 by a verified statement previously submitted. <input type="checkbox"/> A verified statement to establish Small Entity status under 37 FR 1.27 is enclosed. The fee has been calculated and is transmitted as shown below.					
CLAIMS AS AMENDED					
	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST # PREV. PAID FOR	NUMBER EXTRA CLAIMS PRESENT	RATE	ADDITIONAL FEE
TOTAL CLAIMS	92 -	82 =	10 x	\$9.00	\$90.00
INDEP. CLAIMS	1 -	3 =	0 x	\$40.00	\$0.00
Multiple Dependent Claims (check if applicable) <input type="checkbox"/>					\$0.00
TOTAL ADDITIONAL FEE FOR THIS AMENDMENT					\$90.00
 <input type="checkbox"/> No additional fee is required for amendment. <input type="checkbox"/> Please charge Deposit Account No. _____ in the amount of _____ A duplicate copy of this sheet is enclosed. <input checked="" type="checkbox"/> A check in the amount of \$90.00 to cover the filing fee is enclosed. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 01-1960 A duplicate copy of this sheet is enclosed. <input type="checkbox"/> Any additional filing fees required under 37 C.F.R. 1.16. <input type="checkbox"/> Any patent application processing fees under 37 CFR 1.17.					
Signature 			Dated: Jan 9, 2001		
<div style="font-size: small;">I certify that this document and fee is being deposited on 09/09/2001 with the U.S. Postal Service as first class mail under 37 C.F.R. 1.8 and is addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.</div> <div style="text-align: center; margin-top: 10px;"> Signature of Person Mailing Correspondence</div> <div style="text-align: center; margin-top: 10px;">Bernadette M. Castro Typed or Printed Name of Person Mailing Correspondence</div>					
cc:					

**CERTIFICATE OF MAILING BY "EXPRESS MAIL" (37 CFR 1.10)**

Applicant(s): Paul Kurth, M.D.

Docket No.

Q040

Serial No.

Unknown

Filing Date

herewith

Examiner

Group Art Unit

Invention:

**METHOD AND APPARATUS FOR INSERTION OF ELONGATE INSTRUMENTS WITHIN A BODY CAVITY**1c714 U.S. PRO  
09/708150

11/07/00

I hereby certify that the following correspondence:

New Utility Application

(Identify type of correspondence)

is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 in an envelope addressed to: The Assistant Commissioner for Patents, Washington, D.C. 20231 on

11.07.00

(Date)

Bernadette M. Castro

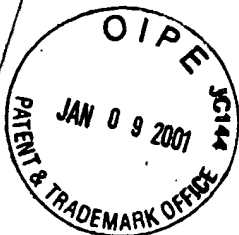
(Typed or Printed Name of Person Mailing Correspondence)

(Signature of Person Mailing Correspondence)

EL 608 984475 US

("Express Mail" Mailing Label Number)

**Note: Each paper must have its own certificate of mailing.**



L. Parks  
3-3-01  
#2/Pre  
Patent Amended A  
Q040

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF:  
PAUL KURTH

SERIAL NO. : 09/708,150

FILED: NOV. 7, 2000

FOR: METHOD AND APPARATUS  
FOR INSERTION OF ELONGATE  
INSTRUMENTS WITHIN A BODY  
CAVITY

Examiner: unassigned

Group Art Unit: unassigned

PRELIMINARY AMENDMENT

Hon. Commissioner of Patents and Trademarks  
Washington DC 20231

Sir:

Please enter the following amendments.

In the Claims

Please amend the claims as follows.

at Sub B1  
76. (once amended) An apparatus comprising:  
a [peel-away] sheath which is splittable, tearable, slittable or peelable with  
sufficient flexibility to be selectively guideable; and  
a steering or guiding tool to impart a selected shape to said sheath.

01/12/2001 AGDITOM 00000067 09708150

01 FC:203

90.00 DP